



राजपत्र, हिमाचल प्रदेश

हिमाचल प्रदेश राज्य शासन द्वारा प्रकाशित

शिमला, शनिवार, 17 अगस्त, 2013/26 श्रावण, 1935

हिमाचल प्रदेश सरकार

HIGH COURT OF HIMACHAL PRADESH AT SHIMLA

NOTIFICATION

Shimla, the 12th August, 2013

No. HHC/Rules/RTI/2013.—In exercise of the powers conferred under Section 28 read with Section 2(e)(iii) of the Right to Information Act, 2005(22 of 2005), the Hon'ble the Chief Justice of the High Court of Himachal Pradesh, is pleased to make the following Rules:—

1.	Short title	These Rules shall be called " The High Court of Himachal Pradesh Right to Information, Rules, 2013 ".	
2.	Commencement	They shall come into force on date of their publication in official gazette/ e-gazette.	
3.	Definitions	(1)	In these rules, unless the context otherwise requires
		(a)	'Act' means the Right to Information Act, 2005 (22 of 2005);
		(b)	'Appendix' means the appendix appended to these rules;
		(c)	'Form' means a form appended to these rules;
		(d)	'Section' means section of the Act;
		(2)	All other words and expression used herein but not defined and defined in the Act shall have the same meanings assigned to them in the Act.
4.	Application for seeking information	(1)	<p>Any person seeking information under the Act shall make an application in the Form, as at Appendix 'A', to the State Public Information Officer at High Court Level, or at District level or to the State Assistant Public Information Officer at the Sub-Divisional Headquarters alongwith the Treasury Challan or the Bank Draft or the Indian Postal Order, covering the application fee, prescribed under Rule 5.</p> <p>The State Public Information Officer or State Assistant Public Information Officer shall duly acknowledge the receipt of the application.</p> <p>No fee shall be charged from the applicants who are determined by the State Government as being below poverty line(BPL).</p> <p>A separate application shall be made in respect of each subject and in respect of each year to which the information relates.</p> <p>Provided that a person making request through e-mail for supply of information shall ensure that the requisite application fee is deposited through the treasury challan or the bank draft or the Indian Postal Order within three days of sending the request by e-mail, failing which, his application shall be treated as withdrawn.</p>
		(2)	Where the application is made to the State Assistant Public Information Officer he shall forward the same to the concerned State Public Information Officer immediately.
		(3)	On receipt of application, the State Public Information Officer shall enter the particulars in a register maintained for the purpose in Part-1 2. of the Annexure 'A' and when the information is ready for delivery, the particulars thereof shall be entered in Part-II of Annexure 'A' .
		(4)	If the sought for information falls within the purview of the State Public Information Officer but not in one or more of the categories listed in Section 8 of the Act, the State Public

			Information Officer, on being so satisfied, shall supply the information to the applicant falling within his purview. In case, the sought for information is partly outside the purview of the State Public Information Officer or partly falls in the categories listed below (in Section 8 of the Act), the State Public Information Officer shall supply only such information as is permissible under the Act and is within its own purview and in the language as available in the office records and reject the remaining part giving reasons thereof. Per Section 8(j) of the Act, before personal information is supplied, petitioner will have to show that larger public interest is justified in disclosure of such information.
		(5)	When the information sought for is ready, the State Public Information Officer shall communicate to the applicant the fact in the Form as at Appendix 'B' specifying the additional fee, if any, payable for the supply of sought for information on his address given in the application.

5.	Charging of fee	(1)	The following fees shall be payable by the person seeking information:—
			(a) An application fee of Rs. 100/- to be deposited as per rule 4(1) at the time of making application to the State Public Information Officer or the State Assistant Public Information Officer.
			(b) The State Public Information Officer shall charge the fee for the supply of sought for information at the following rates:— Sl. No. Description of Information Fee in Rupees I Where the information is available in the form of a priced publication on printed price. II For other than priced publication (i) Rs. 5/- per page irrespective of the size of the page, however, information on an extra larger size paper or maps etc. will be charged with actual cost. In case the information consist of large number of pages, the Public Information Officer can direct the applicant to pay the approximate cost of the charges before preparing the entire copy(s). If the applicant desires the information to be sent by post the postal charges shall be deposited before hand.

				<p>III where the information is available in electronic form and is to be supplied in electronics form e.g. floppy, CD etc.</p> <p>Rs. 50/- per floppy and Rs. 100 per CD.</p> <p>3.</p>
		(2)		<p>Every page of information to be supplied shall be duly authenticated and shall bear the seal of the officer supplying the information.</p> <p>The name of the applicant, if belongs to below poverty line (BPL), shall also be given on every page of information to be supplied.</p>
		(3)		<p>in case any person wants to inspect any record he shall make the request in writing, with a fee of Rs. 10/- by way of cash, to be deposited through the treasury Challan or the Bank Draft or the Indian Postal Order. The inspection fee of Rs. 10/- by way of cash, per 15 minutes or fraction thereof for the inspection of record shall be charged. During inspection, the applicant shall not be allowed to take any photograph of the record.</p>
		(4)		<p>The inspection register shall be maintained by the State Public Information Officer in the format given in Annexure 'B'.</p>
		(5)		<p>The inspection fee so charged by the State Public Information Officer shall be deposited in the Government Treasury at the end of the day or on subsequent working day, under the Head of Account "0070-OAS,60-OS,800-OR,11-Receipt Head under Right to Information Act, 2005.</p> <p>The accruals into this Head of Account may be placed in a separate fund, by way of grant-in-aid, for furthering the purposes of the Act.</p>
		(6)		<p>The particulars of Treasury Challan or the Bank Draft or Indian Postal Order vide which fee has been deposited shall be indicated at the relevant places in Annexures 'A' & 'B'.</p>
		(7)		<p>The State Public Information Officer shall issue the receipt of the fee charged for inspection of record in Form as at Appendix "C".</p>
6.	Appeal	(1)		<p>Any person aggrieved by an order of the State Public Information Officer at the High Court level or at the District Level or who has not received any decision on his/her application within the time specified in subsection (1) or clause (a) of sub-section(3) of Section 7 of the Right to Information Act may prefer</p>

				an appeal within thirty days from the receipt of such decision or from the expiry of such period to such Officer who is senior in rank (Appellate Authority) to the State Public Information Officer at High Court Level or at District Level, as the case may be namely Registrar (Vigilance) in the High Court and concerned District & Sessions Judges, in their respective Divisions.
		(2)		Rs. 100/- shall be the Fees for Appeal to be deposited through the treasury Challan or the bank draft or the Indian Postal Order alongwith the other documents as described 6(1) above.
			(a)	The particulars of Treasury Challan or the Bank Draft or Indian Postal Order vide which fee has been deposited shall be indicated at the relevant places in Annexures 'C'.
		(3)		Every appeal shall specify
			(a)	The name and address of the appellant and the particulars regarding the State Public Information officer;
			(b)	4. The date of receipt of order, if any, of the State Public Information Officer appealed against;
			(c)	The grounds of appeal, and
			(d)	The relief which the applicant claims.
		(4)	(a)	On receipt of appeal, the Appellate Authority shall, as soon as possible, examine and ensure that the appeal has been preferred with the prescribed time limit.
			(b)	The Appellate Authority shall give an opportunity of being heard to the appellant and dispose of the appeal, as far as possible, within thirty days from the date of its receipt or within such extended period not exceeding a total of forty five days from the date of its filing.
			(c)	Every order of the Appellate Authority shall be communicated to the appellant and also to the State Public Information Officer against whose order the appeal was preferred.
7.	Maintenance of Records			The State Public Information Officer shall maintain record of all applications received for supply of information and fee charged.
8.	Repeal			The High Court of Himachal Pradesh Right to Information Rules, 2007 stands repealed with immediate effect.

BY ORDER,
Sd/-
Registrar General.

FORM 'A'
{See Rule 4(1)}

To

The State Public Information Officer/
State Assistant Public Information Officer
{Address}

- (a) Full name of the applicant
- (b) Address of the applicant.....
- (c) Whether citizen of India.....
- (d) Subject matter and brief description of the information required.....
- (e) The period to which information relates.....
- (f) Whether Information required by:-
Post ☐ /in person ☐
(please tick which is applicable)
(In case by post, the actual postal
charges shall be included in the fees).
- (g) In case of post (whether ordinary, registered or speed post)?
- (h) Treasury Challan/Bank
Draft/Indian Postal
Order, depositing
application fee under rule 4
attached.
- No.....
- Amount.....
- Date of deposit.....

Signature of applicant.

Name-----
Address-----
Telephone No-----
Mobile No.-----
email id-----

ACKNOWLEDGEMENT

Received application datedvide diary No.....dated.....

Signatures of
State Public Information Officer/
State Assistant Public Information Officer

FORM "B"

{see rule 3(5)}

From,

Designation and address of the
State Public Information Officer.

To,

Name and address of the applicant.

Sub.— Application No.....dated.....

Sir,

Please refer to your application No.....dated.....

2. This information is ready to be supplied to you. The additional fee for supplying this information to you is Rs.

3. You are required to deposit the aforesaid amount of the additional fee through the Treasury Challan under head of Account "0070-OAS,60-OS,800-OR, 11-Receipt Head under Right to Information Act, 2005" or through the Bank Draft or through the Indian Postal Order. (If the additional fee is deposited through the Treasury Challan, the copy of the same be sent to the undersigned).

4. The Information sought would only be supplied/sent to you on the receipt of the Treasury Challan or Bank Draft or Indian Postal Order.

Yours faithfully,

*State Public Information Officer.***FORM "C"**

{See Rule 5(7)}

RECEIPT

Received the amount of Rs..... (Rupees..... only), from
the applicant (Shri/Smt..... for the inspection of record, as per application
No..... dated..... for the period from

The total time consumed for the inspection.

State Public Information Officer

ANNEXURE-A**PART-1***See Rule 4(3)*

Sr. No.	Name & Address of the applicant	Date of receipt of application	Tentative date on which the information will ready	Mode by which the information to be sent to the applicant	Bank Draft or Treasury Challan or Indian Postal Order No. amount and the date of the application fee deposited	Signature of State Public Information Officer
1	2	3	4	5	6	7

PART-II

Sr. No.	Actual date on which the information is ready	Amount of Additional fee payable. (including postage charges)	Signature of applicant in token of receipt if the information is delivered in person/if the information is sent by post its particulars.	Signature of State Public Information Officer.
1	2	3	4	5

ANNEXURE-'B'*{See Rule 5(4)}*

Sr. No.	Name and address of the applicant	Whether citizen of India	Subject matter of information	Particulars of record to be inspected	Application Fee deposited by Bank Draft/Treasury Challan or Indian Postal Order No. dated	Time taken fromhourstohours for inspection	Amount of fee charges	Signature of applicant	Particulars of Challan vide which amount of fee deposited in Treasury by the State Public	Information Officer Signature of the State Public Information Officer
1	2	3	4	5	6	7	8	9	10	11

ANNEXURE-C*See Rule 6(2)(a)*

Sr. No.	Name & Address of the applicant	Date of receipt of application	Bank Draft or Treasury Challan or Indian Postal Order No. amount and the date of the application fee deposited	Signatures of the Appellate Authority
1	2	3	4	5

सिंचाई एवं जन स्वास्थ्य विभाग

अधिसूचना

शिमला-2, 16 अगस्त, 2013

संख्या: आई.पी.एच.-बी(एच)1-40/2012-कांगड़ा.—यतः हिमाचल प्रदेश के राज्यपाल को यह प्रतीत होता है कि हिमाचल प्रदेश सरकार को सरकारी व्यय पर सार्वजनिक प्रयोजन के लिए नामतः गांव नरनूह, तहसील नूरपुर, जिला कांगड़ा में नरनूह झड़ोली नलकूप के निर्माण हेतु भूमि ली जानी अत्यावश्यक अपेक्षित है, अतएव एतद्वारा यह घोषित किया जाता है कि निम्नलिखित विस्तृत विवरणी में वर्णित भूमि उपर्युक्त प्रयोजन के लिए अपेक्षित है।

2. भूमि अर्जन अधिनियम, 1894 की धारा 6 के उपबन्धों के अधीन सभी सम्बन्धित व्यक्तियों की सूचना के लिए घोषणा की जाती है तथा उक्त अधिनियम की धारा 7 के उपबन्धों के अधीन समाहर्ता, भू-अर्जन हिमाचल प्रदेश लोक निर्माण विभाग कांगड़ा, जिला कांगड़ा को उक्त भूमि के अर्जन के लिए आदेश लेने का एतद्वारा निदेश दिया जाता है।

3. भूमि का रेखांक, समाहर्ता, भू-अर्जन लोक निर्माण विभाग कांगड़ा, हिमाचल प्रदेश के कार्यालय में निरीक्षण किया जा सकता है।

विस्तृत विवरणी

जिला	तहसील	गांव	खसरा नं०	क्षेत्र/हैक्टेयर में
कांगड़ा	नूरपुर	नरनूह	348 / 1	0-04-26

आदेश द्वारा,
हस्ताक्षरित/—
अतिरिक्त मुख्य सचिव (सिंचाई एवं जन स्वास्थ्य)।

IRRIGATION & PUBLIC HEALTH DEPARTMENT

NOTIFICATION

Shimla-171002, the 16th July, 2013

No. IPH-B-(A)-1-1/2009.—The Governor, Himachal Pradesh is pleased to appoint Shri Harbhajan Singh Bhajji S/o late Shri Pratap Singh, Bothwell Lodge Sanjauli, Shimla-171006 (HP) as Vice Chairman of the Himachal Pradesh Water Management Board (हिमाचल प्रदेश जल प्रबन्धन बोर्ड) with immediate effect in public interest.

2. The Terms and Conditions of Shri Harbhajan Singh Bhajji, Vice Chairman of HP Water Management Board will be issued separately.

3. This notification has already been uploaded on e-gazette of H.P. Govt.

By order,
(VINEET CHAUDHRY),
Additional Chief Secretary (IPH).

ADVOCATE GENERAL, DEPARTMENT**NOTIFICATION**

Shimla, the 12th August, 2013

No. 3-13/80-III-28394.—Sanction is hereby accorded to the grant of 6 days Earned Leave *w.e.f.* 5th to 8th August, 2013 in favour of Shri Subhash Dhrupta, Superintendent Grade-I of this department with permission to avail prefix/suffix Sundays, Gazetted Holiday and Second Saturday falling on 4th, 9th, 10th and 11th August, 2013.

Certified that Shri Subhash Dhrupta, Superintendent would have continued to officiate but for his proceeding on 4 days Earned Leave and this period of leave will count for annual increment.

Certified that Shri Subhash Dhrupta, Superintendent is likely on the expiry of leave to return for duty to the station from where he proceeded on leave.

Sd/-

Advocate General.

ADVOCATE GENERAL, DEPARTMENT**NOTIFICATION**

Shimla, the 29th July, 2013

No. 1-20/2013-26629.—*Ex-post-facto* Sanction is hereby accorded to the grant of 2 days Earned Leave for 19-07-2013 to 20-07-2013 in favour of Shri D. C. Pathik, Additional Advocate General of this department with permission to avail suffix Sunday Second which fell on 21st July, 2013.

Certified that Shri D. C. Pathik, Additional Advocate General would have continued to officiate but for his proceeding on two days Earned Leave and this period will count for continuation of his service.

Sd/-

Advocate General.

ADVOCATE GENERAL, DEPARTMENT**NOTIFICATION**

Shimla, the 12th August, 2013

No. 1-17-2013-28387.—*Ex-post-facto* Sanction is hereby accorded to the grant of 3 days Earned Leave with effect from 12-08-2013 to 14-08-2013 in favour of Shri Vikram Thakur, Deputy Advocate General of this department with permission to avail prefix/suffix Gazetted Holidays, Second Saturday & Sunday falling on 9th, 10th, 11th and 15th August, 2013.

Certified that Shri Vikram Thakur, Deputy Advocate General would have continued to officiate but for his proceeding on 3 days Earned Leave and this period of leave will count for continuation of this service.

Certified that Shri Vikram Thakur Deputy Advocate General is likely on the expiry of leave to return for duty to the station from where he will proceed on leave.

Sd/-
Advocate General.

ADVOCATE GENERAL, DEPARTMENT

NOTIFICATION

Shimla, the 30th July, 2013

No. 1-31/2013-26667.—*Ex-post-facto* Sanction is hereby accorded to the grant of 3 days Earned Leave *w.e.f.* 22nd to 24th July, 2013 in favour of Shri B. S. Parmar, Additional Advocate General of this department with permission to avail prefix Sunday which fell on 21st July, 2013.

Certified that Shri B. S. Parmar, Additional Advocate General would have continued to officiate but for his proceeding on three days Earned Leave and this period of leave will count for continuation of his service.

Sd/-
Advocate General.

ADVOCATE GENERAL, DEPARTMENT

NOTIFICATION

Shimla, the 25th July 2013

No. 1-9/2013-25533.—Sanction is hereby accorded to the grant of 5 days Earned Leave with effect from 22-07-2013 to 26-07-2013 in favour of Shri Ashok Chaudhary, Additional Advocate General of this department with permission to avail prefix Sunday falling on 21st July, 2013.

Certified that Shri Ashok Chaudhary, Additional Advocate General would have continued to officiate but for his proceeding on 5 days Earned Leave and this period of leave will count for Continuation of his service.

Certified that Shri Ashok Chaudhary, Additional Advocate General is likely on the expiry of leave will return for duty to the Station from where he proceeded on leave.

Sd/-
Advocate General.

ADVOCATE GENERAL, DEPARTMENT

NOTIFICATION

Shimla, the 12th August, 2013

No. 1-7/2013-28390.—Sanction is hereby accorded to the grant of 10 days Earned leave *w.e.f.* 05-08-2013 to 14-08-2013 in favour of Shri M. L. Chauhan, Additional Advocate General of this department with permission to avail/prefix Sunday & Gazetted Holiday falling on 4th & 15th August, 2013.

Certified that Shri M. L. Chauhan Additional Advocate General would have continued to officiate but for his proceeding on 10 days Earned leave and this period of leave will count for continuation of his service.

Certified that Shri M. L. Chauhan, Additional Advocate General is likely on the expiry of leave will return for duty to the Station from where he proceeded on leave.

Sd/-
Advocate General.

ADVOCATE GENERAL, DEPARTMENT

NOTIFICATION

Shimla. the 29th July, 2013

No. 1-16/2000-II.—Sanction is hereby accorded to the grant of 6 days Earned Leave on commuted basis *w.e.f.* 22nd July to 27th July in favour of Shri Jagdip Singh Guleria, Assistant Advocate General of this department with permission to avail Prefix/Suffix falling on 21st & 28th July, 2013.

Certified that Shri Jagdip Singh Guleria, Assistant Advocate General would have continued to officiate but for his proceeding on 6 days Earned Leave and this period will count for earning annual increment.

Sd/-
Advocate General.

ADVOCATE GENERAL, DEPARTMENT

NOTIFICATION

Shimla, the 25th July 2013

No. 3-6/88-II-25527.—*Ex-post-facto* sanction is hereby accorded to the grant of 6(12) days Medical leave on commuted basis *w.e.f.* 06-07-2013 to 11-07-2013 in favour of Shri Ram Murti Bisht, Deputy Advocate General of this department.

Certified that Shri Ram Murti Bisht, Deputy Advocate General would have continued to officiate but for his proceeding on 6(12) days Medical leave and this period will count for earning annual increment.

Sd/-
Advocate General.

ADVOCATE GENERAL, DEPARTMENT

NOTIFICATION

Shimla, the 25th July, 2013

No. 1-28/2013-25530.—Sanction is hereby accorded to the grant of 6 days Earned Leave with effect from 15-07-2013 to 20-07-2013 in favour of Shri Parmod Thakur, Additional Advocate General of this Department with permission to avail prefix/suffix Second Saturday, Sundays falling on 13th, 14th, & 21st July, 2013.

Certified that Shri Parmod Thakur, Additional Advocate General would have continued to officiate but for his proceeding on 6 days Earned Leave and this period of leave will count for continuation of his service.

Certified that Shri Parmod Thakur, Additional Advocate General is likely on the expiry of leave will return for duty to the Station from where he proceeded on leave.

Sd/-
Advocate General.

INDUSTRIES DEPARTMENT

NOTIFICATION

Shimla-2, the 18th April, 2013

No. Ind-II(C)10-2/2012-II.—In pursuance of Govt. of India, Ministry of Commerce & Industry (DIPP) Notification No.11 (5)/2009-DBA-II/NER dated 22nd January, 2013, the Governor of Himachal Pradesh is pleased to constitute a State Level Committee to decide claims for grant of Freight Subsidy to new industrial units and existing units on their substantial expansion in accordance with the provisions made under the Central Freight Subsidy Scheme, 2013 as under:—

1.	Addl. Chief Secretary/Pr. Secretary/Secretary(Industries) to the Govt. of H.P.	<i>Chairman</i>
2.	Pr. Secretary/Secretary/Special Secretary(Fin.) to the Govt. of H.P.	<i>Member</i>
3.	Pr. Secretary/Secretary(Transport) to the Govt. of H.P.	<i>Member</i>
4.	Managing Director, HPSIDC Ltd; Shimla-1	<i>Member</i>
5.	Nominee of Ministry of Commerce & Industry, (DIPP), GOI, New Delhi	<i>Member</i>
6.	Commissioner/Director of Industries, H.P. Shimla-1.	<i>Member Secretary</i>

The role and functions of the State Level Committee laid down by the Govt. of India is at Annexure-I.

By order,
DR. P. C. KAPOOR,
Addl. Chief Secretary (Inds.).

ANNEXURE-I

Role and functions of the State level Committee on Freight Subsidy Scheme (FSS) 2013

(1) The State Government concerned shall set-up a State level Committee (SLC) to consider and recommend all subsidy claims, for disbursement of subsidy under the Scheme arising in the State.

(2) The SLC will operate at the State Level and will examine and recommend all claims of subsidy under the provisions of the Scheme arising in the State.

(3) The SLC shall ensure that the recommendations made are with due diligence and after cross verification with the documents of the concerned Departments to ensure that transportation of such raw materials/finished goods has actually taken place for which subsidy is being recommended. It may also be ensured that the subsidy amount being recommended by the SLC does not involve any cash payment made by the unit for transportation of raw material/finished goods.

(4) Along with other necessary documents, the SLC shall also ensure that the claimant has submitted proof of raw materials “imported” into and finished goods :exported” out of the selected States/Union Territory/areas where the industrial unit is located, from the registered chartered accountants. The SLC may lay down the production of any other documents which in its opinion is necessary to recommend the eligibility of claimant for the subsidy under the scheme. The Directorate of Industries of the State Government/ concerned would give a certificate of such verification made by them.

(5) SLC shall also ensure that the subsidy being claimed by the unit is not arising out of transportation of raw material and finished goods by their own goods carriers.

(6) State Government/Union Territory Administration concerned shall refer the subsidy claims recommended by the SLC to the Department of Industrial Policy and Promotion, Government of India.

(7) State Government/Union Territory Administration concerned shall ensure at least one meeting of the SLC in every three months to avoid accumulation of claim cases. The agenda note for the SLC meeting giving details of the claim cases as per Annexure-VI shall be circulated at least two weeks in advance to all the members of the SLC.

Before the Sub-Divisional Magistrate, Solan, District Solan, Himachal Pradesh

In the matter of :

Shri Ravinder Kumar s/o Shri Sahi Ram, r/o Village & Post Office Sanora, Tehsil Rajgarh, District Sirmaur, Himachal Pradesh . . *Applicant.*

Versus

General public . . *Respondent.*

Whereas applicant Shri Ravinder Kumar s/o Shri Sahi Ram, r/o Village & Post Office Sanora, Tehsil Rajgarh, District Sirmaur, Himachal Pradesh has submitted an application before the undersigned for the correction of name of his son Master Yash Kanwar in the birth record of Executive Officer, M.C. Solan, as his name was entered in M.C. record as Deepak Kanwar, which is wrong.

The general public of the concerned area is hereby called upon to file objection, if any, regarding correction of name of Master Yash Kanwar in the record of E. O. M.C. in place of Deepak Kanwar in writing to this office. The objections should reach in this office on or before 20-8-2013 positively, otherwise necessary order will be passed to correct her name in the concerned M. C. Solan.

Seal.

Sd/-
*Sub-Divisional Magistrate,
Solan, District Solan (H. P.).*